

**SBA**  
**(PR)**

David M. Njeng

Plaintiff,

CV 07

5769

CASE NO.

**VS.**

B. I. C. E  
SAN-FRANCISCO  
A NEIL CLARK

**Defendant.**

**PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS**

I, DAVID M. NJENGA, declare, under penalty of perjury that I am the

plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes \_\_\_\_\_ No \_\_\_\_\_

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross:                      Net:                     

Employer: \_\_\_\_\_

1 If the answer is "no," state the date of last employment and the amount of the gross and net  
 2 salary and wages per month which you received. (If you are imprisoned, specify the last  
 3 place of employment prior to imprisonment.)

4 GOOD SHEPHERD COMMUNITIES

5  
 6  
 7 2. Have you received, within the past twelve (12) months, any money from any of the  
 8 following sources:

9 a. Business, Profession or Yes (No)  
 10 self employment

11 b. Income from stocks, bonds, Yes (No)  
 12 or royalties?

13 c. Rent payments? Yes (No)

14 d. Pensions, annuities, or Yes (No)  
 15 life insurance payments?

16 e. Federal or State welfare payments, Yes (No)  
 17 Social Security or other govern-  
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount  
 20 received from each.

21  
 22

23 3. Are you married? (Yes) No

24 Spouse's Full Name: SALOME W. NJENGA

25 Spouse's Place of Employment: GOOD SHEPHERD COMMUNITIES

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ 1,200 Net \$ 800

28 4. a. List amount you contribute to your spouse's support: \$ 0



9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes No

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

07-1498 TSZ-MAT

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

11-26-07

DATE

SIGNATURE OF APPLICANT

# \_\_\_\_\_


Northwest Detention Center

**Detainee Request Form  
(Solicitud de Detenido)**


Alien Number (Numero de Extranjero): <b>A91-73-8632</b>		Detainee Name (Nombre de Detenido): <b>David Nyenga</b>
Living Unit (Dormitorio): <b>D-2</b>	Bunk Number (Numbre litera): <b>108 B</b>	Date (Fecha): <b>11-23-07</b>

**Type of Request:** ☐ ICE (Inmigracion) ☐ Mail (Correo) ☐ Property (Propiedad)☐ Emergency Phone Call (Emergencia Telefono) ☐ Recreation (Recreacion)☒ Finance (Dinero) ☐ Work Request (Trabajo Solicitud) ☐ Commissary (Commissara)☐ Classification Appeal (Classificacion) ☐ Food (Comida) ☐ Other (Otro)

**Request (Solicitud):** Please sign the back page  
certificate of funds and give me a certified  
copy of my trust account  
thank-you

  
 Detainee Signature (Firma Detenido)

**Response:** Certified copy attached

  
 Staff Signature

11/26/07  
 Date

Case Number: CV 07-5769 SBA

**CERTIFICATE OF FUNDS**  
**IN**  
**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Njenga, David for the last six months  
[prisoner name]  
NW Detention Center where (s)he is confined.  
[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 139.38 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 163.51.

Dated: 1/26/07

[Signature]  
[Authorized officer of the institution]

Date : 11/26/2007

## Account Activity Ledger

Time : 10:56

From : 06/06/2007 To : 11/26/2007

Comment	Trx Date	Time	Batch /Inv #	Trx Trx #	Type	Invoice	Deposit	Withdrawal	Balance Forward
ID 91738632	Name NJENGA, DAVID			Block D2 108			Previous Balance		7.79
Sales Transaction	10/02/2007	09:46	I#67819		I	7.45			0.34
USPMO 36947	10/04/2007	08:29	B#49042	342380	D		100.00		100.34
Sales Transaction	10/05/2007	10:08	I#68254		I	98.85			1.49
Postage	10/11/2007	08:42	B#49639	346589	W			-0.58	0.91
Postage	10/11/2007	08:42	B#49640	346593	W			-0.58	0.33
Postage	10/15/2007	09:34	B#50011	348871	W			-0.33	0.00
36969 D2	10/19/2007	08:22	B#50469	363280	D		100.00		100.00
Postage	10/26/2007	10:07	B#51111	368025	W			-0.41	99.59
Postage	10/26/2007	10:08	B#51112	368029	W			-0.41	99.18
Postage	10/26/2007	10:08	B#51113	368033	W			-0.58	98.60
Sales Transaction	11/02/2007	10:35	I#72272		I	22.80			75.80
Sales Transaction	11/06/2007	14:54	I#72836		I	4.45			71.35
Sales Transaction	11/09/2007	10:16	I#73340		I	6.85			64.50
Postage	11/09/2007	10:21	B#52356	377147	W			-0.41	64.09
Postage	11/09/2007	10:21	B#52357	377151	W			-0.41	63.68
Postage	11/13/2007	09:49	B#52614	378729	W			-0.41	63.27
Sales Transaction	11/13/2007	10:01	I#73881		I	62.70			0.57
Postage	11/16/2007	07:10	B#52885	381385	W			-0.57	0.00

Deposits	12	For\$	1,533.20
Withdraws	29	For\$	-1,053.15
Invoices	21	For\$	480.05
Outstanding Debt		\$	1.40

Certified Copy  
Of Detainees Account  
NWDC  
Signature M. J. Mans  
Date 11/26/07

## Account Activity Ledger

Time : 10:56

From : 06/06/2007 To : 11/26/2007

Comment	Trx Date	Time	Batch /Inv #	Trx #	Trx Type	Invoice	Deposit	Withdrawal	Balance Forward
ID 91738632	Name NJENGA, DAVID			Block D2 108			Previous Balance		0.00
Imported Entry	06/06/2007	07:00	B#38583	264308	D		0.00		0.00
CASH ON INTAKE	07/17/2007	07:53	B#42040	290140	D		443.20		443.20
Sales Transaction	07/17/2007	10:56	I#57448		I	48.05			395.15
Postage	07/19/2007	09:56	B#42233	291879	W			-1.48	393.67
Postage	07/20/2007	09:07	B#42396	292723	W			-0.41	393.26
Sales Transaction	07/20/2007	11:01	I#57907		I	3.15			390.11
31792-d2	07/25/2007	09:42	B#42801	295686	D		40.00		430.11
31787-d2	07/26/2007	13:33	B#42884	296266	D		20.00		450.11
V-37102	07/27/2007	10:07	B#42959	296984	D		190.00		640.11
Sales Transaction	07/31/2007	11:43	I#59335		I	10.80			629.31
Sales Transaction	08/02/2007	12:52	I#59372		I	-10.80			640.11
Postage	08/03/2007	10:08	B#43652	302351	W			-0.41	639.70
Postage	08/03/2007	10:09	B#43653	302355	W			-0.15	639.55
36818-D2	08/07/2007	09:56	B#43945	304644	D		250.00		889.55
36819-D2	08/07/2007	10:09	B#43948	304650	D		100.00		989.55
Sales Transaction	08/07/2007	14:39	I#60255		I	45.17			944.38
Sales Transaction	08/10/2007	12:34	I#60750		I	7.26			937.12
V 38444	08/13/2007	09:38	B#44366	307450	D		250.00		1187.12
Sales Transaction	08/14/2007	10:01	I#61316		I	47.55			1139.57
Postage	08/16/2007	08:13	B#44634	309583	W			-1.14	1138.43
Postage	08/16/2007	08:13	B#44635	309587	W			-1.14	1137.29
Sales Transaction	08/21/2007	13:04	I#62218		I	19.83			1117.46
Postage	08/22/2007	09:16	B#45145	313385	W			-2.50	1114.96
Postage	08/22/2007	09:16	B#45146	313389	W			-4.60	1110.36
Sales Transaction	08/23/2007	12:55	I#62303		I	-3.50			1113.86
Postage	08/24/2007	08:33	B#45288	314991	W			-0.49	1113.37
Postage	08/27/2007	10:48	B#45354	316345	W			-0.17	1113.20
Sales Transaction	08/28/2007	10:14	I#63133		I	35.45			1077.75
Sales Transaction	08/30/2007	13:41	I#63195		I	-4.10			1081.85
RELEASE FUNDS TO MOT	08/31/2007	13:23	B#45948	320309	W			-1000.00	81.85
Postage	09/04/2007	10:20	B#46109	320783	W			-0.08	81.77
Postage	09/04/2007	10:21	B#46110	320787	W			-1.85	79.92
Postage	09/04/2007	10:21	B#46111	320791	W			-0.73	79.19
Sales Transaction	09/04/2007	14:56	I#63949		I	17.95			61.24
Sales Transaction	09/07/2007	12:12	I#64458		I	52.14			9.10
36880-d2	09/10/2007	08:04	B#46642	325080	D		25.00		34.10
Postage	09/10/2007	12:28	B#46760	325685	W			-0.17	33.93
Postage	09/14/2007	14:52	B#47247	328905	W			-10.55	23.38
Postage	09/14/2007	14:53	B#47248	328909	W			-11.90	11.48
Postage	09/14/2007	14:53	B#47249	328913	W			-10.20	1.28
Sales Transaction	09/18/2007	12:01	I#65988		I	1.25			0.03
36932-d2	09/27/2007	08:36	B#48388	337592	D		15.00		15.03
Postage	09/27/2007	10:07	B#48430	337687	W			-0.49	14.54
Sales Transaction	09/28/2007	11:04	I#67333		I	6.75			7.79



David Nyergs # 91-73-8632  
1623 East J-street  
Tacoma WA  
98421

D2

CLERK OF THE COURT  
U.S. DISTRICT COURT N.D. of California  
450 GOLDEN GATE ST  
SAN FRANCISCO CA  
94102

